

REMARKS

Claims 1-20 were pending in the instant application. Examiner has allowed Claim 4. Applicants have canceled Claims 1-3, 6-8 and 10 in the instant application; currently amended Claims 5, 9, 11-13, 15, 17-18 and 20; and added new Claim 21. WHEREIN, Claims 5, 9 and 11-21 remain to be examined. No new matter has been added. No additional claims fee is believed to be due. Applicants reserve the right to prosecute the originally filed claims in the future.

Examiner has rejected Claims 1-3 and 5-20 under 35 USC 112, first paragraph, based on enablement. Examiner states that 1) variable s is too broad and should be defined from 1 to 4; 2) variable X encompasses S(O)mR₄, C(O)OR₄ and C(O)N(R₄)₂ which don't make sense chemically; and 3) variable q, which, if greater than zero, does not make chemical sense. Examiner also states that the method of treatment claims that cover autoimmune disorders, aging and Crohn's disease are not enabled.

Applicant has cancelled Claims 1-3, 6-8 and 10; currently amended Claims 5, 9, 11-13, 15, 17-18 and 20; and added new Claim 21. New Claim 21 has a new Formula I, wherein s is defined as 1-4 and R₂ and R₃ are redefined to address Examiners' concerns regarding variable X and q. Applicants believe that new Claim 21 is supported by Schemes 1-4 on pages 52-56 and Examples 1-4 on pages 56-63. Further, currently amended Claims 5, 9, 11-13, 15, 17-18 and 20 are now dependent on new Claim 21. Currently amended Claim 9 incorporates the "cancer, diabetes, hyperproliferation and acromegaly" limitations suggested by the Examiner.

Applicants respectfully contend that the Examiner's rejections are now moot, and that Claims 5, 9 and 11-21 are allowable, and an early Notice of Allowance is earnestly solicited. If a telephonic communication with Applicant's representative will aid in the advancement of the prosecution of this application, please telephone the representative indicated below.

Respectfully submitted,

By: 

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